

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JOHN ANTHONY CASTRO

Plaintiff,

v.

SECRETARY OF STATE WILLIAM  
FRANCIS GALVIN, and

DONALD JOHN TRUMP,

Defendants.

Civil Action No. 1:23-CV-12121-MJJ

**DEFENDANT DONALD J. TRUMP'S SECOND NOTICE OF SUPPLEMENTAL  
AUTHORITY IN FURTHER SUPPORT OF HIS MOTION TO DISMISS**

Defendant Donald J. Trump, through counsel, hereby submits this notice to inform the Court of relevant supplemental authority not available to him when he filed his Motion to Dismiss on October, 13, 2023. [CM/EF Dkt. Nos. 19, 20.]

On October 27, 2023, the District of New Hampshire held that Plaintiff Castro lacked standing and therefore his complaint must be dismissed. *John Anthony Castro v. New Hampshire Secretary of State, et al.*, 123-cv-00416 (D.N.H. Oct. 27<sup>th</sup>, 2023), ECF No. 59. Additionally, the court held that it did not have jurisdiction to hear Castro's claims under the political question doctrine. *Id.* The court's full decision is attached to this Second Notice as Exhibit A.

The above decision provides additional support for Donald J. Trump's Motion to Dismiss. [CM/EF Dkt. Nos. 19, 20.]

Dated: October 28, 2023

Respectfully submitted,

DONALD JOHN TRUMP

By Counsel,

/s/ Brian T. Kelly

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on October 28, 2023.

/s/ Brian T. Kelly